



09/932,812

Attorney Docket No. 02SUN2001

08-22-03 41

GPI-1647

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants	Lee-Hwei K. SUN <i>et al</i>	Art Unit	1647
Application No.	09/932,812	Filed on	August 17, 2001
Examiner	Regina M. DeBerry	Paper No.	11
For	Fc FUSION PROTEIN OF HUMAN ERYTHROPOIETIN WITH INCREASED BIOLOGICAL ACTIVITIES		

Mail Stop Non Fee Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**RESPONSE TO OFFICE ACTION
ELECTION/RESTRICTIONS REQUIREMENT****INTRODUCTORY COMMENTS**

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AUG 26 2003
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Sir:

This document is filed in response to the August 05, 2003 Office Action regarding the Election/Restrictions requirement. Details of Applicants' response, including remarks, are stated on the following pages. A return-receipt postcard is enclosed herewith.

It is believed that no fee is due because this response is filed within the one-month period set by the Examiner.

Respectfully submitted,

Hsiang-ning "Sean" Sun
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August 21, 2003

ELECTION

In response to the Examiner's restriction requirement, Applicants respectfully elect Group "I" (SEQ ID NO: 18) for initial prosecution. (Office Action, page 2)

Claims 1, 2, 3, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, and 20 read upon this elected SEQ ID NO: 18, and Applicants respectfully request that they be prosecuted first after this election. Applicants withdraw Claims 4, 5, 16, 17, 18, and 19, without prejudice, from consideration at this time.

REMARKS

This document is filed in response to the Examiner's restriction requirement dated August 05, 2003.

Election

In response to the Election/Restriction requirement issued by the Examiner, Applicants respectfully elect Group "I" (SEQ ID NO: 18) for initial prosecution. (Office Action, page 2) As a result of this election, Claims 1, 2, 3, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, and 20 will be prosecuted first. Applicants withdraw claims 4, 5, 16, 17, 18, and 19, without prejudice, from consideration at this time.

Inventorship

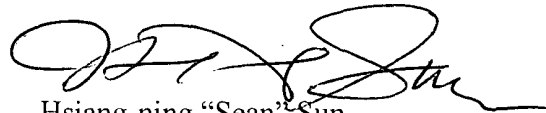
There is no change in inventorship as a result of this election.

Conclusion

Applicants respectfully submit that all of the elected claims are allowable in their current form. An early and favorable action is respectfully solicited.

If the Examiner wishes to discuss the election or any other matters related to this application, the undersigned attorney can be reached at the Examiner's convenience either in person or by telephone, fax, e-mail or regular mail.

Respectfully submitted,



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August 21, 2003



CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as express mail in an envelope addressed to Mail Stop Non-Fee Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

August 21, 2003

Date

A handwritten signature in black ink, appearing to read "Hsiangning Sun", written over a horizontal line.

Hsiangning Sun

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Express Mail Number

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